IN THE UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF TENNESSEE NASHVILLE DIVISION

DAVID ANDREW SPENCE, AIMEE)	
SPENCE TAYLOR, and AMANDA)	
SPENCE JACKSON, Co-Executors of)	
THE ESTATE OF JAMES A. SPENCE,)	
Plaintiffs,)))	Civil No. 3:05-0519 Judge Trauger
v.)	
)	
TENNESSEE VALLEY AUTHORITY,)	
)	
Defendant.)	

ORDER

For the reasons expressed in the accompanying Memorandum, the Motion to Dismiss or for Summary Judgment filed by the defendant (Docket No. 5) is **GRANTED**.

It is so ordered.

Enter this 17th day of May 2006.

ALETA A. TRAUCER United States District Judge